SOUTHERN DISTRICT (
JASMINE TORO, on behalf others similarly situated,	f of herself and all :	Civil Case No.: 1:22-cv-6130-MKV
Plaint	iffs,	
V.	:	
GENERAL STORE, LLC,		
Defen	dant.	
	x	

UNITED STATES DISTRICT COURT

DECLARATION OF JASMINE TORO IN SUPPORT OF PLAINTIFF'S MEMORANDUM OF LAW IN OPPOSITION TO DEFENDANT'S MOTION TO DISMISS

- 1. I, Jasmine Toro, certify that the following facts are true and correct to the best of my knowledge.
 - 2. I am the named plaintiff in the above-captioned lawsuit.
- 3. I am over the age of 21 years and fully competent to give all testimony stated herein.
- 4. As a visually impaired consumer, I have come to heavily rely on online shopping, which (i) allows for convenient home delivery of the products I purchase; and (ii) allows me to shop on my own schedule, 24/7.
- 5. Because of this, I have gotten extremely used to using screen-reading accessibility software for purposes of browsing products online for potential purchases.
- 6. However, adequate descriptions of images encoded on websites are necessary for me to be able to use my screen-reading accessibility software in order to properly shop online.

- 7. I have attempted to visit the website Shop-generalstore.com (the "Website") numerous times, including on July 12, 2022, December 16, 2022, and January 30, 2023.
- 8. During my initial visit to the Website, I had intended to, without limitation, browse the various types of women's apparel, jewelry and accessories available for sale on the Website for purposes of potentially making a purchase.
- 9. While I encountered various access barriers on the Website, I located the "Ambrosia" and "Esyllt" earrings, the style of which suited my taste.
- 10. Because of this, I intended to purchase the "Ambrosia" and/or "Esyllt" earrings but I was unable to due to the various access barriers on the Website.
- 11. While these earrings may be available for purchase directly from the manufacturer, the manufacturer ships items from Canada and not the United States, so I am concerned that the shipping will be less reliable and/or take longer to be delivered to me.
- 12. During my latest visit to the Website on January 30, 2023, the accessibility issues that are the subject of this action still persisted.
- 13. I would like to purchase the "Ambrosia" and/or "Esyllt" earrings as soon as the Website becomes accessible.
- 14. However, I am unable to specify further details concerning the timing of when I can use the Website in the future, as the Website is currently not accessible to me as a visually impaired consumer and I do not know when the Website will be made accessible.
- 15. Any further attempts to access the Website before it becomes accessible would be futile.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: 2 20 23

JASMINE TORO